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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Pacific Gas and Electric
Company to Revise its Electric
Marginal Costs, Revenue Allocation
and Rate Design. (U39M.)

Application 19-11-019

**ASSIGNED COMMISSIONER'S
SECOND AMENDED SCOPING MEMO AND RULING**

This Assigned Commissioner's Second Amended Scoping Memo and Ruling (Second Amended Scoping Memo) sets forth the issues, need for hearing, schedule, category, and other matters necessary to scope this proceeding pursuant to Public Utilities (Pub. Util.) Code Section 1701.1. and Article 7 of the Commission's Rules of Practice and Procedure (Rules).

1. Procedural Background

Pacific Gas and Electric Company (PG&E) filed the instant application on November 22, 2019, and it was noticed on the Daily Calendar. In its application PG&E seeks to update its electric marginal costs and resulting costs of service, revise its electric class revenue allocation, and adopt rate designs within each electrical class. Responses and protests to the application were filed by several parties on January 10, 2020. PG&E filed a reply to those responses and protests on January 21, 2020.

A prehearing conference (PHC) was held on January 23, 2020, to discuss the issues of law and fact and determine the need for hearing and schedule for resolving the matter. An Assigned Commissioner's Scoping Memo and Ruling

(Scoping Memo) was issued on February 10, 2020 and set forth the initial scope and schedule of this proceeding.

Subsequent to the filing of the Scoping Memo, several adjustments to the procedural schedule were requested by the parties and granted via e-mail rulings of the assigned Administrative Law Judge (ALJ). Also, a Commission decision resolving issues in the phase of the proceeding dedicated to consideration of a study of essential electricity usage (Decision (D.) 20-09-021) was issued on September 28, 2020. In light of these procedural developments, an Assigned Commissioner's Amended Scoping Memo and Ruling (Amended Scoping Memo) revised the issues to be considered and schedule for the remainder of the proceeding and was filed on February 16, 2021.

In light of Commission resource availability and the consideration of similar substantive issues in Application (A.) 20-10-011, this Assigned Commissioner's Second Amended Scoping Memo resets the procedural schedule for this proceeding. The issues to be considered are the same as recited in the Amended Scoping Memo.

2. Issues

The issues to be determined are:

1. Whether PG&E's proposed marginal electric costs and cost of service calculations are reasonable and should be approved;
2. Whether PG&E's proposed revenue allocation amongst its electric customer classes, including PG&E's proposal to move all its electric classes to full cost of service over a six-year period, is reasonable and should be approved;
3. Whether PG&E's proposed rate designs, including its demand charges, customer charges, dynamic rate options, and proposed time-of-use periods and seasons, are reasonable and should be approved;

4. Whether PG&E should implement a fully integrated Dimmable Streetlight Program, and if so the requirements and design of such a program, including the appropriate means of tracking and approving expenditures for such a program;
5. Whether PG&E's proposed residential baseline territory boundaries are reasonable and should be approved;
6. Whether PG&E's proposed gas and electric baseline quantities are reasonable and should be approved;
7. Whether PG&E's direct access and community choice aggregator fee revisions are reasonable and should be approved; and
8. Whether PG&E's proposed revisions to its economic development rate program are reasonable and should be approved.

3. Need for Evidentiary Hearing

The original and Amended Scoping Memos confirmed the need for evidentiary hearing in this proceeding, and this Second Amended Scoping Memo does not disturb that holding. Evidentiary hearing on real-time pricing issues is scheduled for January 24 – 26, 2022.

4. Schedule

The following schedule is adopted here and may be modified by the ALJ as required to promote the efficient and fair resolution of the application:

Event	Date
Proposed decision on all issues except real-time pricing (RTP) issues	October 2021
Commission decision on all issues except RTP issues ¹	November 2021
Evidentiary hearing (RTP issues only)	January 24-26, 2022

¹ Non-RTP issues within the scope of this proceeding that are not resolved by the decision may be addressed in the RTP phase.

Opening briefs (RTP issues only) filed and served	February 2022
Reply briefs (RTP issues only) filed and served [matter submitted on RTP issues]	March 2022
Proposed decision on RTP issues only	June 2022
Commission decision on RTP issues only	July 2022

The proceeding will stand submitted upon the filing of reply briefs for the issues specified above, unless the ALJ requires further evidence or argument. Based on this schedule, the proceeding will not be resolved within 18 months as required by Pub. Util. Code Section 1701.5. Because of the complexity of the issues presented in this proceeding, this Second Amended Scoping Memo extends the statutory deadline of this proceeding to August 31, 2022.

5. Alternative Dispute Resolution (ADR) Program and Settlements

The Commission's ADR program offers mediation, early neutral evaluation, and facilitation services, and uses ALJs who have been trained as neutrals. At the parties' request, the assigned ALJ can refer this proceeding to the Commission's ADR Coordinator. Additional ADR information is available on the Commission's website.²

Any settlement between parties, whether regarding all or some of the issues, shall comply with Article 12 of the Rules of shall be served in writing. Such settlements shall include a complete explanation of the settlement and a complete explanation of why it is reasonable in light of the whole record, consistent with the law and in the public interest. The proposing parties bear the burden of proof as to whether the settlement should be adopted by the Commission.

² See D.07-05-062, Appendix A, § IV.O.

6. Category of Proceeding and *Ex Parte* Restrictions

This Second Amended Scoping Memo confirms the determination in the original Scoping Memo that this is a ratesetting proceeding. Accordingly, *ex parte* communications are restricted and must be reported pursuant to Article 8 of the Rules.

7. Public Outreach

Pursuant to Pub. Util. Code Section 1711(a), I hereby report that the Commission sought the participation of those likely to be affected by this matter by noticing it in the Commission's monthly newsletter that is served on communities and business that subscribe to it and posted on the Commission's website.

8. Response to Public Comments

Parties may, but are not required to, respond to written comments received from the public. Parties may do so by posting such response using the "Add Public Comment" button on the "Public Comment" tab of the online docket card for the proceeding.

9. Public Advisor

Any person interested in participating in this proceeding who is unfamiliar with the Commission's procedures or has questions about the electronic filing procedures is encouraged to obtain more information at <http://consumers.cpuc.ca.gov/pao/> or contact the Commission's Public Advisor at 866-849-8390 or 866-836-7825 (TTY), or send an e-mail to public.advisor@cpuc.ca.gov.

10. Filing, Service, and Service List

The official service list has been created and is on the Commission's website. Parties should confirm that their information on the service list is

correct, and serve notice of any errors on the Commission's Process office, the service list, and the ALJ. Persons may become a party pursuant to Rule 1.4.

When serving any document, each party must ensure that it is using the current official service list on the Commission's website.

This proceeding will follow the electronic service protocol set forth in Rule 1.10. All parties to this proceeding shall serve documents and pleadings using electronic mail, whenever possible, transmitted no later than 5:00 p.m., on the date scheduled for service to occur. Although Rule 1.10 requires service on the ALJ of both an electronic and a paper copy of filed or served documents, please only serve the ALJ with an electronic copy of filed or served documents until further notice. When serving documents on Commissioners or their personal advisors, whether or not they are on the official service list, parties must only provide electronic service. Parties must not send hard copies of documents to Commissioners or their personal advisors unless specifically instructed to do so.

Persons who are not parties but wish to receive electronic service of documents filed in the proceeding may contact the Process Office at process_office@cpuc.ca.gov to request addition to the "Information Only" category of the official service list pursuant to Rule 1.9(f).

11. Assignment of Proceeding

Genevieve Shiroma is the assigned Commissioner and Carolyn Sisto is the assigned ALJ and Presiding Officer for the proceeding.

IT IS RULED that:

1. The scope of this proceeding is described above.
2. The schedule of this proceeding is set forth above.
3. Evidentiary hearing is needed.

4. The Presiding Officer is Administrative Law Judge Carolyn Sisto.
5. The category of the proceeding is ratesetting.

This order is effective today.

Dated August 25, 2021, at San Francisco, California.

/s/ GENEVIEVE SHIROMA

Genevieve Shiroma
Assigned Commissioner